

**IN THE CIRCUIT COURT FRANKLIN COUNTY  
STATE OF MISSOURI**

STATE OF MISSOURI,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No.
	)	
DANIEL M. CARBONE,	)	
	)	
Address: 645 Pasadena Ave.	)	
Saint Clair, MO 63077	)	
SSN:       ***-**-3838	)	
DOB:       07/07/1973	)	
RACE:      White	)	
SEX:       Male	)	
	)	
Defendant.	)	

**AMENDED FELONY COMPLAINT**

**COUNT I**

Deceptive Business Practice – Class E Felony  
**Mo. Charge Code: 407.020-001Y20172699.0**

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between September of 2019 through August of 2020, in the County of Franklin, State of Missouri, the defendant, acting alone or in concert with Concrete Impressions, in connection with the sale of merchandise in trade or commerce, willfully, knowingly, and with the intent to defraud, made the false promise to William Sachs that in exchange for money

paid, the defendant would perform concrete work and construct stairs and a retaining wall at his residence, and this representation was false or misleading as to the defendant's intention or ability to perform the promise or the likelihood the promise would be performed, or, lacked good faith in not refunding money paid in advance after failing to complete the agreed upon work at his residence.

## **COUNT II**

Stealing – Class D Felony

Mo. Charge Code: 570.030-035Y20172399.0

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Section 570.030, RSMo, committed the class D felony of stealing, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between September of 2019 through August of 2020, in the County of Franklin, State of Missouri, the defendant, acting alone or in concert with Concrete Impressions, appropriated money, of a value of at least seven hundred fifty dollars, which property was owned by William Sachs, and the defendant appropriated such property from William Sachs and with the purpose to deprive William Sachs thereof by deceit in that the defendant represented to William Sachs that defendant would, in exchange for the money, perform concrete work and construct stairs and a retaining wall at his residence, which representations were false and known by the defendant to be false and William Sachs relied on the representations and was thereby induced to part with such property.

**COUNT III**

Financial Exploitation of an Elderly Person – Class C Felony

Mo. Charge Code: 570.145-003Y20172699.0

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Section 570.145, RSMo, committed the class C felony of financial exploitation of the elderly, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between September of 2019 through August of 2020, in the County of Franklin, State of Missouri, William Sachs was sixty years of age or older and the defendant, acting alone or in concert with Concrete Impressions, made false promises that defendant would perform concrete work and construct stairs and a retaining wall at his residence, to induce or encourage William Sachs to enter into an agreement by promising performance the defendant did not intend to perform or knew would not be performed and thereby knowingly obtained control of U.S. currency, property of William Sachs, with a value of at least five thousand dollars, with the intent to permanently deprive William Sachs of possession of the property and thereby benefitted defendant and detrimentally affected William Sachs.

**COUNT IV**

Deceptive Business Practice – Class E Felony

Mo. Charge Code: 407.020-001Y20202699.0

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive

business practice, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between August of 2020 through January of 2021, in the County of Franklin, State of Missouri, the defendant, acting alone or in concert with Concrete Impressions, in connection with the sale of merchandise in trade or commerce, willfully, knowingly, and with the intent to defraud, made the false promise to Brenda Roques that in exchange for money paid, the defendant would perform concrete work and a residential deck expansion at her residence, and this representation was false or misleading as to the defendant's intention or ability to perform the promise or the likelihood the promise would be performed, or, lacked good faith in not refunding money paid in advance after failing to complete the agreed upon work at her residence.

**COUNT V**

Stealing – Class D Felony

Mo. Charge Code: 570.030-035Y20202399.0

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Section 570.030, RSMo, committed the class D felony of stealing, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between August of 2020 through January of 2021, in the County of Franklin, State of Missouri, the defendant, acting alone or in concert with Concrete Impressions, appropriated money, of a value of at least seven hundred fifty dollars, which property was owned by Brenda Roques, and the defendant appropriated such property from Brenda Roques and with the purpose to deprive Brenda Roques

thereof by deceit in that the defendant represented to Brenda Roques that defendant would, in exchange for the money, perform concrete work and a residential deck expansion at her residence, which representations were false and known by the defendant to be false and Brenda Roques relied on the representations and was thereby induced to part with such property.

### **COUNT VI**

Financial Exploitation of an Elderly Person – Class C Felony  
Mo. Charge Code: 570.145-003Y20202699.0

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Section 570.145, RSMo, committed the class C felony of financial exploitation of the elderly, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between August of 2020 through January of 2021, in the County of Franklin, State of Missouri, Brenda Roques was sixty years of age or older and the defendant, acting alone or in concert with Concrete Impressions, made false promises that defendant would perform concrete work and a residential deck expansion at her residence, to induce or encourage Brenda Roques to enter into an agreement by promising performance the defendant did not intend to perform or knew would not be performed and thereby knowingly obtained control of U.S. currency, property of Brenda Roques, with a value of at least five thousand dollars, with the intent to permanently deprive Brenda Roques of possession of the property and thereby benefitted defendant and detrimentally affected Brenda Roques.

**COUNT VII**

Deceptive Business Practice – Class E Felony  
Mo. Charge Code: 407.020-001Y20202699.0

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between April of 2021 through July of 2021, in the County of Franklin, State of Missouri, the defendant, acting alone or in concert with Concrete Impressions, in connection with the sale of merchandise in trade or commerce, willfully, knowingly, and with the intent to defraud, made the false promise to Derrick Wands that in exchange for money paid, the defendant would perform excavation and concrete placement work at his residence, and this representation was false or misleading as to the defendant's intention or ability to perform the promise or the likelihood the promise would be performed, or, lacked good faith in not refunding money paid in advance after failing to complete the agreed upon work at his residence.

**COUNT VIII**

Stealing – Class D Felony  
Mo. Charge Code: 570.030-035Y20202399.0

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Section 570.030, RSMo, committed the class D felony of stealing, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between

April of 2021 through July of 2021, in the County of Franklin, State of Missouri, the defendant, acting alone or in concert with Concrete Impressions, appropriated money, of a value of at least seven hundred fifty dollars, which property was owned by Derrick Wands, and the defendant appropriated such property from Derrick Wands and with the purpose to deprive Derrick Wands thereof by deceit in that the defendant represented to Derrick Wands that defendant would, in exchange for the money, perform excavation and concrete placement work at his residence, which representations were false and known by the defendant to be false and Derrick Wands relied on the representations and was thereby induced to part with such property.

**COUNT IX**

Deceptive Business Practice – Class E Felony  
Mo. Charge Code: 407.020-001Y20202699.0

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between August of 2021 through January of 2022, in the County of Franklin, State of Missouri, the defendant, acting alone or in concert with Concrete Impressions, in connection with the sale of merchandise in trade or commerce, willfully, knowingly, and with the intent to defraud, made the false promise to Charles Curry that in exchange for money paid, the defendant would perform concrete work and construct a driveway, garage floor,

and retaining wall at his residence, and this representation was false or misleading as to the defendant's intention or ability to perform the promise or the likelihood the promise would be performed, or, lacked good faith in not refunding money paid in advance after failing to complete the agreed upon work at his residence.

**COUNT X**

Stealing – Class D Felony

Mo. Charge Code: 570.030-035Y20202399.0

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Section 570.030, RSMo, committed the class D felony of stealing, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between August of 2021 through January of 2022, in the County of Franklin, State of Missouri, the defendant, acting alone or in concert with Concrete Impressions, appropriated or retained money, of a value of at least seven hundred fifty dollars, which property was owned by Charles Curry, and the defendant appropriated such property from Charles Curry and with the purpose to deprive Charles Curry thereof by deceit in that the defendant represented to Charles Curry that defendant would, in exchange for the money, perform concrete work and construct a driveway, garage floor, and retaining wall at his residence, which representations were false and known by the defendant to be false and Charles Curry relied on the representations and was thereby induced to part with such property.

**COUNT XI**

Deceptive Business Practice – Class E Felony  
Mo. Charge Code: 407.020-001Y20202699.0

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Sections 407.020.1 and 407.020.3, RSMo, committed the class E felony of deceptive business practice, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between September of 2021 through June of 2022, in the County of Franklin, State of Missouri, the defendant, acting alone or in concert with Concrete Impressions, in connection with the sale of merchandise in trade or commerce, willfully, knowingly, and with the intent to defraud, made the false promise to Renu Patel that in exchange for money paid, the defendant would construct a concrete patio and sidewalk at her residence, and this representation was false or misleading as to the defendant’s intention or ability to perform the promise or the likelihood the promise would be performed, or, lacked good faith in not refunding money paid in advance after failing to complete the agreed upon work at her residence.

**COUNT XII**

Stealing – Class D Felony  
Mo. Charge Code: 570.030-035Y20202399.0

The Attorney General of the State of Missouri and the Prosecuting Attorney of Franklin County charge that the defendant, in violation of Section 570.030, RSMo, committed the class D felony of stealing, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or between

September of 2021 through June of 2022, in the County of Franklin, State of Missouri, the defendant, acting alone or in concert with Concrete Impressions, appropriated money, of a value of at least seven hundred fifty dollars, which property was owned by Renu Patel, and the defendant appropriated such property from Renu Patel and with the purpose to deprive Renu Patel thereof by deceit in that the defendant represented to Renu Patel that defendant would, in exchange for the money, construct a concrete patio and sidewalk at her residence, which representations were false and known by the defendant to be false and Renu Patel relied on the representations and was thereby induced to part with such property.

The facts that form the basis for this information and belief are contained in the attached Probable Cause Statement, made a part hereof and submitted as a basis upon which this court may find the existence of probable cause.

WHEREFORE the State requests that a summons be issued as provided by law.

Respectfully submitted,

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